

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In re:

Case No. 07-43671

ZANDRA LYONS,

Chapter 7

Debtor.

Judge Thomas J. Tucker

ORDER DENYING DEBTOR'S MOTION TO REOPEN CHAPTER 7 CASE

This case is before the Court on the Debtor's motion entitled "Motion to Reopen Case to Add Omitted Creditor" (Docket # 21). The Motion seeks to reopen the case for the purpose of "includ[ing] Lawrence Cross as a creditor in [Debtor's] schedules." Debtor filed a certificate of no response, indicating that no one has objected to the motion.

Upon review of the case, it appears that this was a "no-asset" Chapter 7 case. As a result, it is unnecessary to reopen this case merely to enable Debtor to amend her schedules to add creditors who were not listed previously. Because this was a no-asset case, such unscheduled debts are discharged to the same extent they would be discharged if they had been scheduled. *See In re Madaj*, 149 F.3d 467 (6th Cir. 1998).

Because it appears that reopening this case for the purpose stated by Debtor's motion would serve no useful purpose, the motion must be denied. This Order is without prejudice to Debtor's right to file a timely motion for reconsideration or to file a new motion to reopen, if she believes that cause exists to reopen this case notwithstanding the Sixth Circuit's decision in *Madaj*, and explain what that cause is. Accordingly,

IT IS ORDERED that Debtor's "Motion to Reopen Case to Add Omitted Creditor" (Docket # 21), is DENIED.

Signed on October 21, 2009

/s/ Thomas J. Tucker

**Thomas J. Tucker
United States Bankruptcy Judge**